



GAIL FARBER, Director

COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

900 SOUTH FREMONT AVENUE
ALHAMBRA, CALIFORNIA 91803-1331
Telephone: (626) 458-5100
<http://dpw.lacounty.gov>

ADDRESS ALL CORRESPONDENCE TO:
P.O. BOX 1460
ALHAMBRA, CALIFORNIA 91802-1460

March 31, 2009

IN REPLY PLEASE
REFER TO FILE: **C-1**

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**ACCEPTANCE OF PUBLIC WORKS CONTRACTS
CITY OF IRWINDALE, SAN GABRIEL VALLEY, NEARBY CITIES,
AND UNINCORPORATED COMMUNITIES
(SUPERVISORIAL DISTRICTS 1 AND 5)
(3 VOTES)**

SUBJECT

This action is to ratify changes in work and accept completed public works construction contracts in the City of Irwindale, San Gabriel Valley, nearby cities, and unincorporated communities.

**IT IS RECOMMENDED THAT YOUR BOARD ACTING AS THE GOVERNING BODY
OF THE LOS ANGELES COUNTY FLOOD CONTROL DISTRICT:**

Ratify changes in work and accept completed contract work under the following construction contracts:

- Project ID No. FMD0002060 - Channel Right of Way Clearing 2008, East Maintenance Area, to clear vegetation and debris and channel lining weep holes, joints, and cracks in the San Gabriel Valley, nearby cities, and unincorporated communities, Orozco Landscape and Tree Co., with changes amounting to a credit of \$25,052.72, and a final contract amount of \$394,947.28.
- Project ID No. WMD0000101 - Arrow Highway Gateway Enhancement, to construct concrete pavement, decomposed granite paths, grass pavers, decorative gate and fencing, and a shade canopy structure; plant trees,

shrubs, and ground cover; and install an irrigation system, City of Irwindale, Pan American Landscaping, with changes in the amount of \$8,761.00, and a final contract amount of \$232,844.22.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

The purpose of the recommended action is to obtain your Board's ratification of Director of Public Works-approved changes in a public works contract and your Board's acceptance of the work of the contract in compliance with the provisions of the Public Contract Code. Included in the attachments are project and contract data, the scope of work of changes to be ratified, and the work of the contract to be accepted.

The Director of Public Works has been authorized by your Board to order changes in work up to \$10,000 for construction contracts. Changes to accommodate field conditions in order to meet the intent of the plans and specifications are not subject to this monetary limitation. Attached for your ratification are changes in work, which the Director of Public Works ordered for Project ID Nos. FMD0002060 and WMD0000101.

The projects have been completed, and it is recommended that your Board accept them on the date indicated in the attachments.

Implementation of Strategic Plan Goals

The Countywide Strategic Plan directs the provision of Operational Effectiveness (Goal 1) and Community and Municipal Services (Goal 3). Acceptance of these contracts completes the work to improve infrastructure and enhance the quality of life in the affected communities.

FISCAL IMPACT/FINANCING

There will be no impact to the County General Fund.

The modifications to the contract amounts is a credit of \$25,052.72 and an increase in the amount of \$8,761.00, while the total values of the contracts are \$232,844.22 and \$394,947.28.

Ratification of the changes in work and acceptance of the work of the respective contracts by your Board is in compliance with the acceptance and prompt payment provisions of the Public Contract Code.

Sufficient funds are available in the Board-approved appropriations for each of the respective projects to cover the costs of the changes and the total value of each of the contracts. Detailed cost breakdowns for each of the changes together with contract cost summaries are included in the attachments.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

Each of these contracts for the construction of public works improvements was awarded by your Board to the lowest responsible bidder in accordance with the California Public Contract Code, your Board's directives, and as recommended by the Director of Public Works.

ENVIRONMENTAL DOCUMENTATION

The changes in the work as described above and in the attachments are within the limits of the Board-approved projects and do not change any conditions which resulted in the original environmental findings.

CONTRACTING PROCESS

Each contract provided that the contractor be compensated for changes in the work as a result of changes to the original plans and specifications or changed conditions encountered during the course of construction. The costs of these changes were based on contract unit prices, time and materials methods, or were negotiated under the provisions of the contract specifications. The methods for arriving at the final costs of the changes are included in the attachments.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

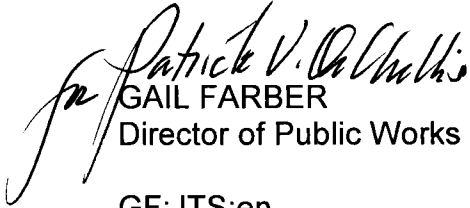
Ratification of the requested changes and acceptance of the work of the contracts by your Board will ensure the timely closeout of the respective contracts, releasing Departmental and County assets for other construction-related activities.

The Honorable Board of Supervisors
March 31, 2009
Page 4

CONCLUSION

Please return one adopted copy of this letter to the Department of Public Works,
Construction Division.

Respectfully submitted,


GAIL FARBER
Director of Public Works

GF:JTS:en

Attachments (2)

c: Chief Executive Office (Lari Sheehan)
County Counsel
Office of Affirmative Action Compliance

ACCEPTANCE OF CONTRACT
March 31, 2009

PROJECT ID NO. FMD0002060 - CHANNEL RIGHT OF WAY CLEARING, 2008, EAST MAINTENANCE AREA (in the San Gabriel Valley, nearby cities, and unincorporated communities), Supervisorial Districts 1 and 5

Contractor: Orozco Landscape and Tree Co., P.O. Box 1140, Glendora, California 91740

Project Description:

Clearing of vegetation and debris from channel right of way, channel lining weep holes, joints, and cracks; and other appurtenant work.

Changes in Work:

Variations in Bid Quantities (\$25,052.72)

Description of Changes:

The original contract amount is based upon estimated quantities of the various bid items. The contractor is paid based upon actual quantities used. The decrease in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities. The costs for these changes were based on the contract unit price.

Project Completion Date:

The contractor completed the project on January 14, 2009, in accordance with the plans and specifications. The delay in forwarding this letter to your Board was due to the length of time required by the contractor to furnish the documentation necessary to close out the contract.

Final Contract Amount:

Original contract amount	\$420,000.00
Changes in work authorized by the Director of Public Works	<u>(25,052.72)</u>
FINAL CONTRACT AMOUNT	<u>\$394,947.28</u>
Percent total change to original contract amount	-6%

EK:en

ACCEPTANCE OF CONTRACT
March 31, 2009

PROJECT ID NO. WMD0000101 - ARROW HIGHWAY GATEWAY ENHANCEMENT
(in the City of Irwindale), Supervisorial District 1

Contractor: Pan American Landscaping, 4570 Van Nuys Boulevard, No. 284,
Sherman Oaks, California 91403

Project Description:

Construction of concrete pavement, decomposed granite paths, grass pavers, decorative gate and fencing, and a shade canopy structure; planting of trees, shrubs, and ground cover; installation of an irrigation system; and other appurtenant work.

Changes in Work:

(1) Variations in Bid Quantities	(\$1,000.00)
(2) Interpretive Sign Revisions	3,761.00
(3) Additional Landscape Maintenance	<u>6,000.00</u>
Total	<u>\$8,761.00</u>

Description of Changes:

(1) The original contract amount is based upon estimated quantities of the various bid items. The contractor is paid based upon actual bid quantities used. The decrease in contract price reflects the net adjustment due to variations between estimated bid quantities and actual quantities. The costs adjustments were based on contract unit prices.

(2) It was necessary for the contractor to revise the project's interpretive sign to meet the intent of the design.

(3) It was necessary for the contractor to maintain the landscaping for an additional four months until a service contract for maintenance could be procured.

The costs for Item 1 were based on contract unit prices. The costs for Items 2 and 3 were negotiated per Subsection 3-2 of the contract specifications.

One hundred thirty-one additional working days were required because of these changes.

Project Completion Date:

The contractor completed the project on November 12, 2008, 12 days after the required completion date. The project specifications provide for the assessment of liquidated damages of \$500 for each calendar day beyond the contract completion date; therefore, we assessed liquidated damages in the amount of \$6,000.00. The delay in forwarding this letter to your Board was due to the length of time required for the contractor to furnish the documentation necessary to close out the contract.

In addition, the contractor requested 28 hours of overtime inspection, which resulted in a credit to the contract.

Final Contract Amount:

Original contract amount	\$201,964.88
Actual costs of changes in work previously approved by the Board	29,588.34
Changes in work authorized by the Director of Public Works	8,761.00
Deduction for overtime inspection	(1,470.00)
Deduction for Liquidated Damages	<u>(6,000.00)</u>
FINAL CONTRACT AMOUNT	<u>\$232,844.22</u>
Percent total change to original contract amount	15.3%

PMT:en